mill also includes the air separator associated with the raw mill.

\*      \*      \*      \*      \*

*Small, remote incinerator* means an incinerator that combusts solid waste (as that term is defined by the Administrator under RCRA in 40 CFR 240) and combusts 3 tons per day or less solid waste and is more than 25 miles driving distance to the nearest municipal solid waste landfill.

*Soil treatment unit* means a unit that thermally treats petroleum–contaminated soils for the sole purpose of site remediation. A soil treatment unit may be direct-fired or indirect fired. A soil treatment unit is not an incinerator, waste-burning kiln, an energy recovery unit or a small, remote incinerator under this subpart.

*Solid waste incineration unit* means a distinct operating unit of any facility which combusts any solid (as that term is defined by the Administrator under the Resource Conservation and Recovery Act in 40 CFR part 240) waste material from commercial or industrial establishments or the general public (including single and multiple residences, hotels and motels). Such term does not include incinerators or other units required to have a permit under section 3005 of the Solid Waste Disposal Act. The term ''solid waste incineration unit'' does not include (A) materials recovery facilities (including primary or secondary smelters) which combust waste for the primary purpose of recovering met-

als, (B) qualifying small power production facilities, as defined in section 3(17)(C) of the Federal Power Act (16 U.S.C. 769(17)(C)), or qualifying cogeneration facilities, as defined in section 3(18)(B) of the Federal Power Act (16 U.S.C. 796(18)(B)), which burn homogeneous waste (such as units which burn tires or used oil, but not including refuse-derived fuel) for the production of electric energy or in the case of qualifying cogeneration facilities which burn homogeneous waste for the production of electric energy and steam or forms of useful energy (such as heat) which are used for industrial, commercial, heating or cooling purposes, or (C) air curtain incinerators provided that such incinerators only burn wood wastes, yard wastes and clean lumber and that such air curtain incinerators comply with opacity limitations to be established by the Administrator by rule.

*Space heater* means a usually portable appliance for heating a relatively small area.

\*      \*      \*      \*      \*

*Waste-burning kiln* means a kiln that is heated, in whole or in part, by combusting solid waste (as that term is defined by the Administrator under the Resource Conservation and Recovery Act pursuant in 40 CFR part 240).

\*      \*      \*      \*      \*

TABLE 1 TO SUBPART DDDD OF PART 60—MODEL RULE—INCREMENTS OF PROGRESS AND COMPLIANCE SCHEDULES

| Comply with these increments of progress | By these dates[a] |
|---|---|
| Increment 1—Submit final control plan | (Dates to be specified in State plan) |
| Increment 2—Final compliance | (Dates to be specified in State plan)[b] |

[a] Site-specific schedules can be used at the discretion of the State.
[b] The date can be no later than 3 years after the effective date of State plan approval or December 1, 2005.

EFFECTIVE DATE NOTE: At 76 FR 15484, Mar. 21, 2011, table 1 to subpart DDDD of part 60 was revised, effective May 20, 2011. At 76 FR 28661, May 18, 2011, the amendment was delayed indefinitely. For the convenience of the user, the revised text is set forth as follows:

TABLE 1 TO SUBPART DDDD OF PART 60—MODEL RULE—INCREMENTS OF PROGRESS AND COMPLIANCE SCHEDULES

| Comply with these increments of progress | By these dates[a] |
|---|---|
| Increment 1—Submit final control plan | (Dates to be specified in state plan). |
| Increment 2—Final compliance | (Dates to be specified in state plan).[b] |

[a] Site-specific schedules can be used at the discretion of the state.
[b] The date can be no later than 3 years after the effective date of state plan approval or December 1, 2005 for CISWI units that commenced construction on or before November 30, 1999. The date can be no later than 3 years after the effective date of approval of a revised state plan or March 21, 2012 for CISWI units that commenced construction on or before June 4, 2010.